

Attorney's Docket No.: 09010-017004 / DIVER 1240-5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Patrick V. Warren et al.

Art Unit: 1652

Serial No.: 09/481,733

Examiner: Elizabeth Slobodyansky, Ph.D.

Filed

: January 11, 2000

Title

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

JUL 1 8 2003

TECH CENTER 1600/2900 SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.97 and §1.98

Sir:

Enclosed for filing in the above-referenced patent application is a Form PTO-1449, being submitted after a first Office action on the merits, but before receipt of a final Office action or a Notice of Allowance. A check for \$180, in payment of the late submission fee of §1.17(p) is enclosed. Please apply any other necessary charges, and apply all credits, to Deposit Account No. 06-1050. the following documents related to this supplemental information disclosure statement are enclosed herewith:

- Form PTO-1449 newly filed
- copies of cited references

Applicants respectfully request consideration of the remarks and references set forth herein.

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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Serial No.: 09/481,733 Filed: January 11, 2000

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REMARKS

The references cited on attached form PTO-1449 are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

This submission is a supplemental Information Disclosure Statement (IDS). The previous IDS's and PTO FORMs 1449 were submitted on January 11, 2000, March 17, 2000 and August 23, 2000.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 858 678 5070.

Respectfully submitted,

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Application No. 09/481,733

Information Disclosure Statement by Applicant (Use several sheets if necessary)

Patrick V. Warren et al.

Filing Date

Applicant

Group Art Unit

1652

(37 CFR §1.98(b))

January 11, 2000

U.S. Patent Documents Examiner Desig. Document Publication Filing Date Initial ID Number Date Patentee Class Subclass If Appropriate 5,939,250 Aug 17, 1999 AA Short AB AC RECEIVED AD ΑE JUL 1 8 2003 AF AG TECH CENTER 1600/2900 AH ΑI ΑJ AK

Foreign Patent Documents or Published Foreign Patent Applications								
Examiner	Desig.	Document	Publication	Country or	Class	Subclass	Translation	
Initial	ID	Number	Date	Patent Office			Yes	No
	AL							
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	AO							
	AP							

Other Documents (include Author, Title, Date, and Place of Publication)				
Examiner Initial	Desig. ID	Document		
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	AQ	Henner, et al., "The organization and nucleotide sequence of the <i>Bacillus subtilis hisH</i> , tyrA and aroE genes", Gene, Vol. 49, pp. 147-152, 1986		
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Exami	iner	Signa	ture
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Date Considered

EXAMINER: Initials citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.